

Maureen Benitz
Senior Campaign Finance and Reviewing Analyst
Reports Analysis Division
Federal Election Commission
Washington, DC 20463

Dear Maureen:

I am in receipt of your letter, dated March 17, 2011, with respect to three contributions made by Victory NOW PAC to candidate committees that appear to exceed federal election law limits.

1. The first contribution was the \$2000 contribution made to Oliverio for Congress on 10/22/10 with respect to the G-2010 election. Victory NOW PAC previously made two contributions to Oliverio for Congress with respect to the G-2010 election, each in the amount of \$2000. So as of 10/22/10 Victory NOW PAC was permitted to make an additional \$1000 contribution toward that election, not \$2000.

As a consequence, on October 29, 2010 Oliverio for Congress did refund to us the excess \$1000 and that refund was reported on our 30-Day Post-General Report. However, I incorrectly coded this refund as a contribution instead of an offset. I have amended this report to reflect this change. My apologies for the oversight.

2. The second contribution was a contribution on 3/31/10 for \$2000 that should have been designated for the P-2010 election but was mistakenly designated for the G-2010 election. An earlier \$2000 contribution to Scott Murphy for Congress made on 3/26/09 with respect to the P-2010 election had not been cashed and was presumably lost. This 3/31/10 check was to replace that previous check. I reversed the 3/26/10 \$2000 disbursement on 4/29/10 and reported the reversal of that disbursement in our May 2010 monthly report after confirming one more time in our bank statement that the check had not been cashed. I have amended the April 2010 monthly report to indicate that the 3/31/10 contribution was made with respect to the P-2010 election instead of the G-2010 election.

3. The third issue concerns contributions made to Patrick Murphy for Congress. The \$1000 contribution made on 10/27/10 and reported in the 2010 30 Day Post-General Report is in error. That check was never sent and should not have been included in the report. My apologies for inadvertently including it. I have amended that report and the subsequent 2010 year-end report to reflect this change and the resulting change in the amount of cash on hand.

Nevertheless, it does appear that we contributed \$1000 too much to Patrick Murphy for Congress with respect to the G-2010 campaign: \$2000 on 6/30/10, \$2000 on 9/30/10 and \$2000 on 10/22/10. I apologize for not realizing this sooner.

Today, by regular mail, I sent a refund request letter to the post office box listed on the FEC's website. In addition, I sent a refund request letter by federal express to the home address of Tim Persico, the treasurer for Patrick Murphy for Congress. A hard copy of the refund request letter was put in the mail to you today. I will let you know when this issue is resolved.

Please feel free to contact me at jenny.kensington@verizon.net or 301-946-3804 if you have any questions or would like to discuss this further.

Thanks very much.

Jennifer Lewis Smith
Treasurer
